



10-12-05

Atty. Dkt. No. 047711-0293

ZW
AF
J

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rajiv SHAH, et al.

Title: METHOD FOR FORMULATING
A GLUCOSE OXIDASE ENZYME
WITH A DESIRED PROPERTY
OR PROPERTIES AND GLUCOSE
OXIDASE ENZYME WITH THE
DESIRED PROPERTY

App. No.: 10/035,918

Filing Date: 12/28/2001

Examiner: Yong D. Pak

Art Unit: 1652

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 700420656 US	October 11, 2005
(Express Mail Label Number)	(Date of Deposit)
Ruthie Vallejo	
(Printed Name)	
(Signature)	

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated July 12, 2005, finally rejecting Claims 1, 3-8, 10-24 and 44-47.

- Applicant claims small entity status.
- Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:
- Notice of Appeal Fee
- To be paid as detailed below
- Not required (Fee paid in prior appeal)

10/13/2005 MBELETE1 00000052 10035918

01 FC:1401

500.00 0P

The required fees are calculated below:

[X]	Notice of Appeal Fee	\$500.00
[]	Extension month:	\$0.00
[]	Extension:	\$0.00
	FEE TOTAL:	\$500.00
[]	Small Entity Fees Apply (subtract 1/2 of above):	\$0.00
	TOTAL FEE:	\$500.00

[] Please charge Deposit Account No. 50-0872 in the amount of \$500.00. A duplicate copy of this transmittal is enclosed.

[X] A check in the amount of \$500.00 is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date: October 11, 2005
 FOLEY & LARDNER LLP
 Customer Number: 23392
 Telephone: (310) 975-7963
 Facsimile: (310) 557-8475

Respectfully submitted,
 By: Ted R. Rittmaster
 Attorney for Applicant
 Registration No. 32,933

